

FEB 29 2008

JOHN F. CORCORAN, CLERK
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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

UNITED STATE OF AMERICA)
v.) Crim. No. 1:04-cr-00067-001
CECIL WAMPLER) Civil Action No. 1:08-cv-80020
)
) FINAL ORDER
)
) By: Hon. James C. Turk
) Senior United States District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

ADJUDGED AND ORDERED

that the above referenced motion to vacate, set aside or correct sentence, pursuant to 28 U.S.C. § 2255, shall be and hereby is **DISMISSED**, pursuant to Rule 4 of the Rules Governing § 2255 Proceedings, as untimely filed, and this action is stricken from the active docket of this court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the petitioner.

ENTER: This 29th day of February, 2008.

James C. Turk

Senior United States District Judge